



United States Government

**NATIONAL LABOR RELATIONS BOARD**  
**1015 HALF STREET, SE**  
**WASHINGTON, DC 20570**

December 5, 2017

David Yan  
Law Offices of David Yan  
136-20 38<sup>th</sup> Avenue, Suite 11E  
Flushing, NY 11354

**Re:     Green Apple Supermarket of Jamaica, Inc.**  
Cases 29-CA-183238 and 29-CA-188130

Dear Mr. Yan:

This letter acknowledges receipt of Respondent Green Apple Supermarket of Jamaica, Inc.'s Exceptions to the Decision of the Administrative Law Judge, filed with the Board on December 5, 2017.

As you are aware, exceptions and briefs in support of exceptions in this matter were due on December 4, 2017. While the Respondent's exceptions were timely filed, the brief in support of exceptions was filed after the due date. Therefore, it is untimely and will not be forwarded to the Board for consideration.

Section 102.2(d) of the Board's Rules and Regulations allows for parties to file documents within a reasonable time after the due date only upon good cause shown based on excusable neglect and when no undue prejudice would result. "A party seeking to file such documents beyond the time prescribed by these Rules must file, along with the document, a motion that states the grounds relied on for requesting permission to file untimely. The specific facts relied on to support the motion must be set forth in affidavit form and sworn to by individuals with personal knowledge of the facts." In order for the Board to consider the Respondent's untimely filed brief, you must follow the prescribed method outlined in Section 120.2(d), which requires a sworn affidavit by individuals with personal knowledge of the facts.

For any questions related to this letter, please contact me at (202) 273-1949.

Very truly yours,

/s/ Farah Z. Qureshi  
Associate Executive Secretary

cc: Parties